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To: Commissioner for Patents
Attn: Examiner Anand U. Desai, Art Unit 1653
Company: USPTO
Fax: 703-872-9306

From: Jeff Hagenah
Company: Theravance, Inc.
Telephone: 650-808-6406
Fax: 650-808-6078
Date: February 26, 2004

of pages: 56
(including this page)

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Comments:

Attached is a Communication for U.S. Serial No. 09/847,060 (54 pages); Transmittal Form (1 page), this Fax Cover Page (1 page). Total = 56 pages

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PTO/SB/21 (08-03)

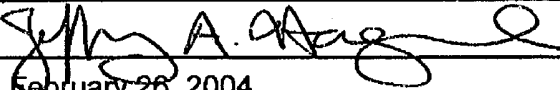
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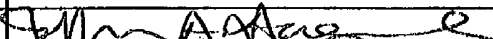
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/847,060	
	Filing Date	May 1, 2001	
	First Named Inventor	Linsell	
	Art Unit	1653	
	Examiner Name	Anand U. Desai	
Total Number of Pages in This Submission	56	Attorney Docket Number	P-090-US1

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form. <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input checked="" type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> Facsimile Cover Page (1 page)
Remarks		Attached are the following: Communication (2 pages); copy of previously submitted IDS, including stamped postcard (1 page), postcard (1 page), IDS (3 pages), PCT search report (4 pages), EP 873 997 A1 (11 pages); EP 201 261 A2 (32 pages).

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jeffrey A. Hagenah, Reg. No 35,175
Signature	
Date	February 26, 2004

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Jeffrey A. Hagenah, Reg. No. 35,175		
Signature		Date	February 26, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FEB 26 2004

CERTIFICATE OF TRANSMISSION	
I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office, Fax No. (703) 872-9306, on the date shown below:	
Dated: 2/26/04	By: <u>Jeffrey A. Hagenah</u> Jeffrey A. Hagenah, Reg. No. 35,175

OFFICIAL

Patent
Attorney's Docket No. P-090-US1
Customer Number: 27038

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	
Martin S. Linsell)	Group Art Unit: 1653
Application No.: 09/847,060)	Examiner: Anand U. Desai
Filed: May 1, 2001)	Confirmation No. 4580
For: REDUCTIVE ALKYLATION PROCESS)	

COMMUNICATION AFTER NOTICE OF ALLOWANCE

(No Reduction of Period of Adjustment of Patent Term Under 37 C.F.R. §1.704)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Examiner request by telephone on February 26, 2004, enclosed is a replacement copy of the Information Disclosure Statement (IDS) submitted previously by Applicants on February 12, 2002, for the above-identified patent application. A Notice of Allowance for this application was mailed on February 6, 2004, and the issue fee has not yet been paid.

The attached replacement copy is a complete and accurate copy of the IDS submitted previously on February 12, 2002, as evidenced by the return postcard stamped by the USPTO acknowledging receipt thereof.

U.S. Serial No. 09/847,060
Attorney Docket No. P-090-US1
Customer Number 27038
Page 2

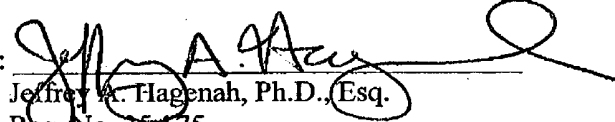
Since this replacement copy of the IDS was requested by the Examiner, this communication is not a circumstance that constitutes a failure of the applicant to engage in reasonable efforts to conclude processing or examination of this application under 37 C.F.R. §1.704.

Should there be any questions regarding this communication, the Examiner is encouraged to telephone the undersigned attorney for Applicants at (650) 808-6406.

Respectfully submitted,
THERAVANCE, INC.

Date: February 26, 2004

By:


Jeffrey A. Hagenah, Ph.D., (Esq.)
Reg. No. 35,175

THERAVANCE, INC.
901 Gateway Blvd.
South San Francisco, CA 94080
(650) 808-6000
(650) 808-6078 (Fax)

In re Patent Application of: Martin S. Linsell
Title: REDUCTIVE ALKYLATION PROCESS
Serial No.: 09/847,050

Filing Date: May 1, 2001

Receipt is hereby acknowledged for the following in the United States Patent and Trademark Office:

CONTENTS: a Supplemental Information Disclosure Statement (1 pgs.), Form 1449 (1 pgs.), and copies of 2 cited references; PCT Search Report (4 pgs.); a Return Postcard and TRANSMITTAL SHEET.

Mailed: January 17, 2002
RJH/agd



Docket No.: 1343.004US1
Due Date: N/A

COPY

In re Patent Application of: Martin S. Linsell

Title: REDUCTIVE ALKYLATION PROCESS

Serial No.: 09/847,060

Filing Date: May 1, 2001

Receipt is hereby acknowledged for the following in the United States Patent and Trademark Office:

CONTENTS: a Supplemental Information Disclosure Statement (1 pgs.), Form 1449 (1 pgs.), and copies of 2 cited references; PCT Search Report (4 pgs.); a Return Postcard and TRANSMITTAL SHEET.

Mailed: January 17 2002
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Docket No.: 1343.004US1
Due Date: N/A

AM1-0910-R

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Martin S. Linsell
Title: REDUCTIVE ALKYLATION PROCESS
Docket No.: 1343.004US1
Filed: May 1, 2001
Examiner: Unknown

Serial No.: 09/847,060
Due Date: N/A
Group Art Unit: Unknown

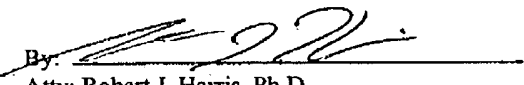
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We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ A return postcard.
- ☒ A Supplemental Information Disclosure Statement (1 pgs.), Form 1449 (1 pgs.), and copies of 2 cited references.
- ☒ PCT Search Report (4 pgs.).

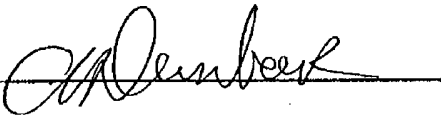
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SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

By: 
Atty: Robert J. Harris, Ph.D.
Reg. No. 37,346

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on this 17th day of January, 2002.

Name Aisia G. Dunbar

Signature 

Customer Number 21186

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
(GENERAL)

P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)